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DATE: September 9, 2005

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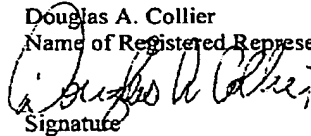
FROM: Douglas A. Collier

DIRECT DIAL: (317) 238-6333

FAX NUMBER: (317) 636-1507

RE: Reply to Communication mailed 8/9/05 Serial No. 10/648,056

COMMENTS: I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

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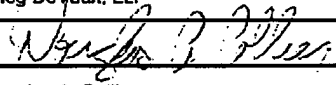
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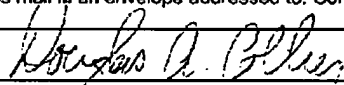
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<b>TRANSMITTAL FORM</b>  <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/648,056	
	Filing Date	August 26, 2003	
	First Named Inventor	Jeff R. Justis	
	Art Unit	3738	
	Examiner Name	Alvin J. Stewart	
Total Number of Pages in This Submission	9	Attorney Docket Number	4002-3368/PC753.00

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Krieg Devault, LLP		
Signature			
Printed name	Douglas A. Collier		
Date	September 9, 2005	Reg. No.	43,556

CERTIFICATE OF TRANSMISSION/MAILING			
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Typed or printed name	Douglas A. Collier	Date	September 9, 2005

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent	)	
application of:	)	Before the Examiner
	)	
Jeff R. Justis et al.	)	Alvin J. Stewart
	)	
Serial No. 10/648,056	)	
	)	Group Art Unit 3738
Filed: August 26, 2003	)	
	)	
SYSTEMS AND METHODS FOR	)	September 9, 2005
INTERVERTEBRAL REDUCTION	)	
	)	Atty Docket No. 4002-3368/PC753.00

RESPONSE TO COMMUNICATION REGARDING NON-COMPLIANT AMENDMENT

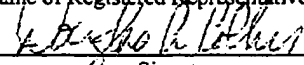
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Sir:

In response to the communication mailed August 9, 2005, regarding the non-compliant amendment filed on 5/11/05, please find enclosed herewith a new listing of claims that includes the "withdrawn" status identifier with the appropriate claims. No fees or extensions of time are believed due for consideration of the enclosed response. However, please provide any extensions of time which may be necessary and charge any fees due to Deposit Account 12-2424, but not including the payment of issue fees.

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September 9, 2005  
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Response to Communication Regarding Non-compliant Amendment  
Ser. No. 10/648,056  
Atty Docket No. 4002-3368/PC753.00  
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